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J1068 U.S. PRO

06-08-01

ney Docket No. 5325-0148.34

A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Certification under 37 CFR §1.10 (if applicable)

EL 530 372 415 US  
Express Mail Label Number

June 7, 2001  
Date of Deposit

I hereby certify that this Transmittal Letter, enclosed application and any other documents referred to as enclosed herein, are being deposited in an envelope with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date above and addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Deborah H. Brockmeyer  
(Print Name of Person Mailing Application)

*Deborah H. Brockmeyer*  
(Signature of Person Mailing Application)

JC978 U.S. PRO  
09/876707  
06/07/01

Transmittal of Divisional Patent Application  
for Filing Under 37 CFR §1.53(b)

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir: Transmitted herewith for filing is a patent application by inventor(s):  
Theresa M. Allen, Paul Steven Uster, Francis J. Martin, Samuel Zalipsky, and  
entitled:

**THERAPEUTIC LIPOSOME COMPOSITION AND METHOD OF PREPARATION**

1. Enclosed are:
  - ☒ One stamped, self-addressed postcard for PTO datestamp
  - ☒ Certificate of Express Mail
  - ☒ One utility patent application containing text pages 1-51 and
    - ☒ 5 Sheets of drawings
  - ☒ Copies of 2 executed Declarations of Inventorship from parent application Serial No. 09/138,480
  - ☒ A Preliminary Amendment
2. Amendment
  - ☒ Please enter the enclosed Preliminary Amendment before calculating the filing fee. It is understood that only amendments reducing the number of claims will be entered for this purpose.
  - ☐ Please cancel original claims, inclusive, before calculating the filing fee. (At least one original independent claim should be retained for filing purposes.)
3. Extension of Time
  - ☒ Conditional Petition for Extension of Time: An Extension of Time is requested to provide for timely filing if required to establish copendency with the parent after all papers filed herewith have been considered.
4. U.S. Priority
  - ☒ This application is a division of Ser. No. 09/517,224 filed March 2, 2000, which is a division of Ser. No. 09/138,480 filed August 21, 1998, which is a continuation-in-part of Ser. No. 08/949,046 filed October 10, 1997, which claims the priority of Ser. No. 60/028,269 filed October 11, 1996.

5. Foreign Priority

- ☐ Priority of Application No. filed in on is claimed under 35 USC §119.  
☐ A certified copy of this priority document is enclosed.

6. Prior Documents Still In Effect

- ☒ This application and parent application Serial No. 09/138,480 filed August 21, 1998 are assigned of record to Alza Corporation by virtue of its acquisition of Sequus Pharmaceuticals, Inc. and by virtue of an Assignment to Sequus Pharmaceuticals, Inc., as recorded in the U.S. Patent and Trademark Office at Reel 9618 and Frame 0089.  
☒ Power of Attorney in the above-identified prior application is to Judy M. Mohr, Reg. No. 38,563, and the other attorneys or agents identified therein.

7. Entity Status

- ☒ Large entity status applies to this application.

8. Fees

The filing fee has been calculated taking into account any amendments in section 2 above:

For:	(Col. 1) No. Filed	(Col. 2) No. Extra	Small Entity			Other Than Small Entity	
			Rate	Fee		Rate	Fee
Basic Fee				\$355.00	or		\$710.00
Total Claims	37 - 20	17	x \$ 9 =	\$	or	17 x \$ 18 =	\$306.00
Independent Claims	3 - 3	0	x \$40 =	\$	or	x \$ 80 =	\$0
<input type="checkbox"/> Multiple Dependent Claim Presented			+ \$135 =	\$	or	+ \$270 =	\$
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			TOTAL	\$	or	TOTAL	\$1016.00

- ☒ A check in the amount of \$1016.00 is enclosed to cover the Filing Fee. The Commissioner is hereby authorized to charge any deficiency in fees under 37 CFR 1.16 and 1.17 to Deposit Account 04-0531.

Respectfully submitted,

Date: June 7, 2001

*Judy Mohr*  
Judy M. Mohr  
Registration No. 38,563

Correspondence Address:

Customer No. 22918  
Phone: 650 324-0880

Patent

Certification Under 37 C.F.R. §1.10 (if applicable)

June 7, 2001

Date of Deposit

Deborah H. Brockmeyer

David Broxmeyer  
(Signature of Person Mailing Application)

(Signature of Person Mailing Application)